

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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NICOLE CARRERA o/b/o  
V.M.C.

Plaintiff,

-v.-

Civil Action No.  
1:13-cv-1414 (GLS/ESH)

CAROLYN W. COLVIN,  
Acting Commissioner of  
Social Security

Defendant.

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APPEARANCES:

OF COUNSEL:

**FOR THE PLAINTIFF:**

Legal Aid Society of Northeastern NY  
112 Spring Street  
Suite 109  
Saratoga Springs, New York 12866

MARY MARTHA WITHINGTON,  
ESQ.

**FOR THE DEFENDANT:**

Social Security Administration  
Office of Regional General Counsel  
Region II  
26 Federal Plaza - Room 3904  
New York, New York 10278

JOSHUA L. KERSHNER, ESQ.

GARY L. SHARPE,  
CHIEF JUDGE

**ORDER**

The above-captioned matter comes to this court following a Report-

Recommendation by Magistrate Judge Earl S. Hines, duly filed January 30, 2015. Following fourteen days from the service thereof, the Clerk has sent the file, including any and all objections filed by the parties herein.

No objections having been filed, and the court having reviewed the Magistrate Judge's Report-Recommendation for clear error, it is hereby


ORDERED that the Report-Recommendation of Magistrate Judge Earl S. Hines filed January 30, 2015 (Dkt. No. 14) is ACCEPTED in its entirety for the reasons stated therein; and it is further

ORDERED that the Commissioner's decision is REVERSED, and the case is REMANDED pursuant to 42 U.S.C. § 405(g), sentence four; to consider new evidence and for further proceedings in accordance with the recommendation; and it is further

ORDERED that the Clerk close this case and provide a copy of this Order to the parties in accordance to the local rules.

IT IS SO ORDERED.

Dated: March 12, 2015  
Albany, New York

  
Gary L. Sharpe  
Chief Judge  
U.S. District Court